



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

JAN 11 2016

John Driggs, President  
John Driggs Company  
8700 Ashwood Drive  
Capitol Heights, MD 20743

David Cantwell, General Manager  
Recycled Aggregates, LLC  
8700 Ashwood Drive  
Capitol Heights, MD 20743

Re: Administrative Penalty Complaint and Notice of Opportunity to Request Hearing  
Docket No. CWA-03-2016-0040

Dear Sirs:

The U.S. Environmental Protection Agency ("EPA" or "the Agency") has determined that Recycled Aggregates, LLC and John Driggs Company ("Respondents") have violated Section 301 of the Clean Water Act, 33 U.S.C. § 1311, by failing to comply with the 2008 Multi-Sector General Permit for Stormwater Discharges Associated With Industrial Activity. As a result, EPA has issued the enclosed Administrative Penalty Complaint and Notice of Opportunity to Request a Hearing ("Complaint") pursuant to Section 309(g) of the Clean Water Act, 33 U.S.C. § 1319(g).

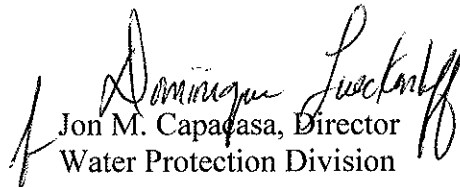
The Complaint and other documents enclosed with this letter contain important information concerning this legal proceeding, and I encourage you and other representatives of Respondents to review them closely. EPA will be available to meet with Respondents to discuss this matter, and contact information is provided below.

In addition, Respondents may qualify as "small businesses" under the Small Business Regulatory Enforcement and Fairness Act (SBREFA). Please see the Small Business Information enclosure accompanying this letter. This enclosure provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such a program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, create any new rights or defenses under law and will not affect EPA's decision to pursue

this enforcement action. To preserve Respondents' legal rights, Respondents must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action.

**Respondents must respond to this Complaint in one of the ways described in the Complaint. Failure to comply with the terms of this Complaint may result in significant legal consequences described in the Complaint including an order requiring you to pay the penalty proposed in the Complaint.** If you have any questions regarding this Complaint, please contact Ms. Kelly Gable, Assistant Regional Counsel, at (215) 814-2471 or Ms. Ingrid Hopkins, Enforcement Officer, at 215-814-5437. If you are represented by counsel, please contact Ms. Gable.

Sincerely,

  
Jon M. Capacasa, Director  
Water Protection Division

Enclosures